THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.27957 of 2005

Dated: 22.01.2007

Between:

M. Venkata Rao.

....
PETITIONER

AND

The Senior Divisional Security Commissioner, Railway Protection Force, Waltair Division, East-Coast Railway, Visakhapatnam.

.....RESPONDENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.27957 of 2005

Order:

Aggrieved by the action of the respondent in not revoking the suspension order dated 03.03.2004 in spite of his representations dated 22.03.2004, 22.06.2004 and 05.11.2004, the petitioner filed the present writ petition.

2. When the matter is taken up for hearing, the learned Standing Counsel for the respondent, on instructions, submits that the enquiry initiated against the petitioner was already completed and the Enquiry Officer, who conducted the enquiry, submitted his report, and within a short time, respondent is going to pass appropriate orders in the matter based on the report submitted by the Enquiry Officer.

3. Having regard to the fact that the enquiry initiated against the petitioner was completed and the Enquiry Officer, who conducted the enquiry, submitted his report, and within a short time, the respondent is going to pass appropriate orders, it is not proper to interfere with the suspension order at this stage. In the circumstances, only direction that

can be given to the respondent is to pass appropriate orders in the matter after taking into consideration the explanation submitted by the petitioner.

4. Accordingly, the writ petition is disposed of directing the respondent to pass appropriate orders after taking into consideration the explanation submitted by the petitioner, within a period of four weeks from the date of receipt of a copy of this order. No costs.

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N.V. RAMANA, J.

Date: 22.01.2007

sj/nsr